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contain a factual summary of each of the cases recommended for closing, the case EPS rating, the factors leading to the assignment of a low priority, and our recommendation not to further pursue the matter.

B. Stale Cases

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more remote in time usually require a greater commitment of resources primarily because the evidence of such activity becomes more difficult to develop as it ages. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. EPS provides us with the means to identify those cases which, though earning a higher numerical rating, remain unassigned for a significant period due to a lack of staff resources for an effective investigation. The utility of commencing an investigation declines as these types of cases age, until they reach a point when activation of such cases would not be an efficient use of the Commission's resources.

Continued from page 1.

Media Matter);

Republican State Committee;
5162 (*American Broadcasting Co. - Media Matter*).

MUR 5104 (*Hoosiers for Roemer*);
MUR 5110 (*KBHK -*

MUR 5120 (*Hillary Rodham Clinton*);

MUR 5148 (*Nebraska*

21.01.403.4948

Attached to this report is a factual summary of the complaint recommended for closing and the EPS rating for the matter.

III. RECOMMENDATIONS

We recommend that the Commission exercise its prosecutorial discretion and close the cases listed below effective two weeks from the day that the Commission votes on the recommendations. Closing these cases as of this date will allow CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

1. Decline to open a MUR, close the file effective two weeks from the date of the Commission vote, and approve the appropriate letter in:

P-MUR 385

21-04-403-4949


2. Take no action, close the file effective two weeks from the date of the Commission vote, and approve the appropriate letters in:

MUR 5104
MUR 5110

MUR 5120

MUR 5148
MUR 5162

2/1/01
Date


Lois G. Lerner
Acting General Counsel

MUR 5162
AMERICAN BROADCASTING CO.

George Young alleged that ABC, CBS, and CNN News affected the General Election by announcing east coast voting results before the polls closed on the west coast.

CNN responded that Mr. Young failed to state a cause of action; thus, the matter should be dismissed with no further action taken.

This matter is less significant relative to other matters pending before the Commission and the complainant failed to indicate a serious intent by the respondents to violate the FECA.

21-04-403-4951